

MTSA/ISPS POLICY ADVISORY COUNCIL

January 18, 2005

Issue/Discussion/Decision

Urea Ammonium Nitrate Solution (2% or less NH₃) 51-05

FINAL

Issue (51-05): Should vessels and facilities handling Urea Ammonium Nitrate (2% or less NH₃) be exempted from the requirements in 33 CFR Part 104 and 105?

Decision: We have conducted an assessment of Urea Ammonium Nitrate (2% or less NH₃) and have determined that it poses a lower risk of causing a transportation security incident. As a result, the Coast Guard is exempting vessels that handle Urea Ammonium Nitrate (2% or less NH₃) as not being subject to 33 CFR Part 104 unless another applicability factor is involved. Likewise, the Coast Guard is exempting facilities that receive Urea Ammonium Nitrate (2% or less NH₃) from vessels not otherwise subject to 33 CFR Part 104 unless another applicability factor is involved. These exempted vessels and facilities remain subject to sections 101 and 103 of 33 CFR Subchapter H.

Vessel Examples: A barge that alternates between carrying Urea Ammonium Nitrate (2% or less NH₃) and other regulated cargoes would be required to comply with 33 CFR Part 104. Also, a self-propelled vessel carrying Urea Ammonium Nitrate (2% or less NH₃) that is greater than 100 gross register tons and inspected pursuant to 46 CFR Subchapter I must comply with 33 CFR Part 104. A barge that does not engage in international voyages that only carries Urea Ammonium Nitrate (2% or less NH₃) or other non-regulated cargoes is not required to comply with 33 CFR Part 104.

Facility Examples: A facility that receives a US vessel carrying only Urea Ammonium Nitrate (2% or less NH₃) in bulk is not required to comply with 33 CFR Part 105 unless the facility must comply with another requirement of 33 CFR Part 105. Facilities that receive vessels over 100 gross tons and inspected pursuant to 46 CFR Subchapter I or facilities that receive vessels on international voyages are examples of facilities that must meet 33 CFR Part 105, even though the only cargo that they handle is Urea Ammonium Nitrate (2% or less NH₃).

Inclusion in the Area Maritime Security Plan: In ports that move large amounts of Urea Ammonium Nitrate (2% or less NH₃) through several waterway operators, the Area Maritime Security Plan may address mitigation strategies and implementation methods when the security of such movements are highly susceptible to suspicious activities.